THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 21337 of 2007

O R D E R: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed against the order dated 17.4.2007 passed by the A.P. Administrative Tribunal in O.A. No. 4724 of 2006.

The petitioner herein and others filed O.A. 4724 of 2006 before the Tribunal seeking to declare that they are entitled for selection and appointment to the post of Language Pandits/School Assistants (Language) by taking into consideration the applicants aggregate marks awarded in Language Pandit Training Course and holding the action of the respondents in not receiving their applications and not permitting them for selection process to the said post in DSC 2006 as illegal and arbitrary. The Tribunal, having regard to the submission made by the learned counsel for the applicants and the learned Government Pleader that the said O.A. is similar to O.A. 4317 of 2006 and batch which was dismissed on 29.11.2006, disposed of O.A. 4724 of 2006 in terms of the orders passed in O.A. 4317 of 2006 and batch.

The contention of the learned counsel for the petitioner is that the case of the petitioner is not similar to O.A. 4317 of 2006 and batch, which was disposed of by the Tribunal on 29.11.2006. The petitioner did pass the Hindi Pandit Training Course before the last date for submission of applications in DSC 2006 i.e. 21.7.2006 but she could not get the marks memo before the due date

for submission along with the application and therefore the Tribunal erred in disposing of the O.A. in terms of O.A. 4317 of 2006 and batch.

However, having perused the material available on record, we are unable to accept the contention of the learned counsel for the petitioner. Admittedly, the petitioner did not produce the marks memo along with the application, which is one of the conditions prescribed in the notification. More over, as per the notification, the applications shall be submitted in person to the Secretary to the District Selection Committee (District Educational Officer) on or before 14.7.2006. No material is placed to show that the last date for receipt of applications is 21.7.2006. Even otherwise, in view of the settled law that eligibility of the candidate has to be determined with reference to the date prescribed in the employment notification and having regard to the submissions made by the learned counsel for the parties, the Tribunal rightly disposed of the O.A. in terms of the orders dated 29.11.2006 in O.A. 4317 of 2006 and batch and therefore we find no reason to entertain this writ petition.

There are no merits in this writ petition. It is accordingly dismissed.

T. MEENA KUMARI, J.

G. CHANDRAIAH, J.

Date: 30-10-2007.
MVB.